

**IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

<b>UNITED STATES OF AMERICA</b>	)	
	)	
v.	)	<b>CR. NO. 2:07-CR-67-WHA</b>
	)	
	)	
<b>ALFREDO GUERRA-GUERRA</b>	)	
<b>a/k/a ALFREDO NUNEZ-GUERRA</b>	)	
<b>a/k/a CARLOS LOPEZ-CONTRERAS</b>	)	
<b>a/k/a ALFREDO CONTRERAS-GUERRA</b>	)	
<b>a/k/a MARVIN NUNEZ</b>	)	

**UNITED STATES' MOTION FOR DOWNWARD DEPARTURE**  
**FOR ACCEPTANCE OF RESPONSIBILITY**

Comes now the United States of America, by and through Leura Garrett Canary, United States Attorney for the Middle District of Alabama, and respectfully moves this Court to reduce by one (1) level Defendant's offense level based on Defendant's acceptance of responsibility. As grounds for this Motion, the United States avers as follows:

1. On April 4, 2007, a one-count indictment was filed in this Court charging Defendant with a violation of 8 U.S.C. §§ 1326(a) & 1326(b)(2).
2. Defendant notified the United States of Defendant's intent to plead guilty to Count 1 sufficiently early to permit the government to avoid preparing for trial and to allocate its resources efficiently. Defendant pled guilty to Count 1 on or about May 23, 2007.
3. Therefore, pursuant to advisory United States Sentencing Guidelines § 3E1.1(b), as amended, the United States makes this formal motion for a one-level reduction in Defendant's offense level for acceptance of responsibility such that the total reduction in offense level for Defendant's acceptance of responsibility shall be

three (3) levels.

WHEREFORE, the United States respectfully requests that this Motion be granted.

Respectfully submitted this the 13th day of August, 2007.

LEURA GARRETT CANARY  
UNITED STATES ATTORNEY

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ASB 9077 E31J

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**CERTIFICATE OF SERVICE**

I hereby certify that on August 13, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to counsel of record.

Respectfully submitted,

s/J.B. Perrine

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